



Docket No. 1232-4303US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Seishi EJIRI

Group Art Unit: 2144

Serial No.: 09/694,344

Examiner: J. Maniwang

Filed: October 24, 2000

For: DATA COMMUNICATION APPARATUS AND METHOD

TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321(c)
TO OBVIATE PROVISIONAL DOUBLE PATENTING REJECTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Identity of Assignee

The petitioner, Canon Kabushiki Kaisha, having a business address at Tokyo, Japan is the owner of the entire right, title and interest in the above-identified application, Serial No. 09/694,344, by virtue of an assignment recorded on May 5, 1997, at Reel/Frame No(s) 008486/0375. The petitioner is also the owner of the entire, right, title and interest in U.S. Patent No. 6,163,800.

Identification of Person(s) Making This Disclaimer

The undersigned disclaimant is an officer of Canon Kabushiki Kaisha and is authorized to sign on behalf of the assignee identified above.

Extent of Interest

The extent of assignee's interest is in the whole of this invention.

06/27/2006 HALI11 00000029 134500 09694344

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Declaration Under 37 C.F.R. 3.73(b)

I, the undersigned, have reviewed all the documents in the chain of title of the patent application identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

Disclaimer

The petitioner, through the undersigned, hereby disclaims, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, of United States Patent No. 6,163,800. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and United States Patent 6,163,800 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent 6,163,800, in the event that U.S. Patent 6,163,800 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Fee Status

(37 C.F.R. 1.20(d) and 37 C.F.R. 1.321)

- ☒ large entity--fee \$130.00
☐ small entity--fee \$65.00

Fee Payment

- ☐ Attached is a check in the sum of \$.
☒ Charge Deposit Account 13-4500, Order No. 1232-4303US2 any fee required by this paper.


AUTHORIZATIONS:

The Commissioner is hereby authorized to charge any additional fees which may be required for timely consideration of this Terminal Disclaimer under 37 C.F.R. §§1.16 -§1.20 or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-4303US2. A

DUPLICATE COPY OF THIS DISCLAIMER IS ATTACHED.

Date: June 15, 2006

Respectfully submitted,
Canon Kabushiki Kaisha


Nobuyoshi Tanaka, Ph. D.
Signature

Senior Managing Director
Group Executive
Corporate Intellectual Property
And Legal Headquarters
Canon Kabushiki Kaisha
Title